IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 13TH JULY 2007 / 22ND ASHADHA 1929

WP(C).No. 18691 of 2007(A)

PETITIONER:

E.V.SEEMA, AGED 25, D/O. LATE
K.PADMANABHAN NAMBIAR, "THIRUVATHIRA",
KALANGOTH HOUSE, OKAVILAM P.O., PERINGADI,
TALASSERY.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENTS:
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1. THE DIRECTOR,
GROUP INSURANCE OFFICE, THIRUVANANTHAPURAM.

2. THE DISTRICT EDUCATIONAL OFFICER,
KANNUR.

3. THE DISTRICT EDUCATIONAL OFFICER,
TALASSERY.

4. THE DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM.

5. THE HEADMISTRESS,
UP ORIENTAL HIGH SCHOOL, P.O.CHOKLI, TALASSERY.

BY GOVT.PLEADER SRI.T.T.MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX (wp{.18691/07)

EXT.P1: TRUE COPY OF REQUEST BY PETR. BEFORE R1

EXT.P2: TRUE COPY OF COMMUNICATION DT. 13/5/05.

EXT.P3: DO. DT. 18/5/05.

EXT.P4: DO. DT. 4/4/2005.

EXT.P5: TRUE COPY OF LAWYER NOTICE DT. 27./11/2006.

EXT.P6: COPY OF COMMUNICATIN OF R2 DT. 6/12/2006.

EXT.P7: COPY OF COMMUNICATION OF DEO, KANNUR DT. 13/12/2006.

EXT.P8: TRUE COPY OF COMMUNICATION BY D.E.O.,THALASSEY DT. 28/12/2006.

EXT.P9: TRUE COPY OF COMMUNICATION OF R1 DT. 18/1/2007.

A.K. Basheer, J.

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W.P(C) No.18691 of 2007

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Dated this the 13th day of July, 2007.

J U D G M E N T

Grievance of the petitioner who is stated to be the daughter of late K. Padmanabhan Nambiar who retired from an aided school as Upper Primary School assistant on March 31, 1999, is that the amounts payable to the retired employee under the Group Insurance Scheme is being withheld for no apparent or justifiable reasons.

2. When this writ petition came up for consideration on July 2, 2007, learned Government Pleader had submitted that the Deputy Director of Education, Kannur had issued instructions to the Headmistress to forward the relevant documents to the officer concerned. It was further submitted by the learned Govt. Pleader that the delay had occurred because petitioner had not produced the legal heirship certificate. He further submits that steps have already been initiated to ensure that the Headmistress forwards those documents to the Deputy Director. Anyhow, I am of the view that this writ petition need not be kept pending anymore and it can be disposed of with appropriate directions to ensure that adequate steps are taken for expeditious disbursement of the amount to the petitioner.

3. The Headmistress, V.P.Oriental High School, Chokli shall ensure that all necessary records in relation to the claim of the deceased employee are forwarded to the District Insurance Officer within two weeks from the date of receipt of a copy of this judgment. The District Insurance Officer shall disburse the amount forthwith, if the petitioner produces the legal heirship certificate showing her entitlement and if there is no other legal impediment.

Writ Petition is disposed of in the above terms.

A.K. Basheer

an. **Judge.**